

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

KEITH THOMAS,

Plaintiff,

v.

Case No. 1:21-cv-03369-WMR

BANK OF AMERICA, N.A. a/k/a BAC
HOME LOANS SERVICING, LLP a/k/a
COUNTRYWIDE HOME LOANS
SERVICING, LLP a/k/a BANK OF
AMERICA CORP.; RUBIN LUBLIN,
LLC; MCGUIRE WOODS, LLP;
NORTHSTAR MORTGAGE GROUP,
LLC; AND MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC. a/k/a
MERSCORP HOLDINGS, INC.,
collectively known as “MERS”,

Defendants.

RUBIN LUBLIN, LLC’S MOTION TO DISMISS

COME NOW, Rubin Lublin, LLC (“RL”), one of the Defendants in the above-styled action, pursuant to Fed. R. Civ. P. 12(b)(6), and move this Court for an Order dismissing the Complaint [Doc. 1] for failure to state a claim upon which relief can be granted. In support of its Motion, RL is contemporaneously filing its Memorandum of Law in Support of its Motion to Dismiss.

WHEREFORE, RL respectfully prays for relief as follows:

- 1) That this Court grant its Motion to Dismiss upon a finding that the Complaint fails to state a claim upon which relief can be granted; and
- 2) For such other relief that this Court deems just and proper.

Respectfully submitted, this 13th day of September, 2021.

/s/ Bret J. Chaness

BRET J. CHANESS (GA Bar No. 720572)

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Attorney for Rubin Lublin, LLC

FONT CERTIFICATION

The undersigned counsel hereby certifies that the within and foregoing was prepared using Times New Roman, 14-point font in accordance with LR 5.1(B).

Respectfully submitted, this 13th day of September, 2021.

/s/ Bret J. Chaness

BRET J. CHANESS (GA Bar No. 720572)

CERTIFICATE OF SERVICE

I hereby certify that I have, this 13th day of September, 2021, served all parties in this matter with the within and foregoing via CM/ECF (registered users only) and by placing a true and correct copy of same in the United States Mail, with first-class prepaid postage affixed thereto, properly addressed as follows:

Keith Thomas
P.O. Box 960242
Riverdale, GA 30296

/s/ Bret J. Chaness
BRET J. CHANESS (GA Bar No. 720572)